## JOURNAL OF PROCEEDINGS JUNE 14, 2010 COUNCIL CONVENED AT 6:10 P.M.

- 1. The invocation was given by Father Ronald Montanye, St. Sebastian Orthodox Catholic Church/Police Chaplain.
- 2. Mayor Morrissey announced today is Flag Day, an annual patriotic event celebrated for over half a century. The Pledge of Allegiance was led by Council Page Yesenia Centeno.

3. Roll Call:

Mayor Lawrence J. Morrissey

Aldermen: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,

Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Absent: McNeely -1-

4. Alderman Mark moved to accept the Journal of Proceedings of June 7, 2010, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent).

#### **PUBLIC PARTICIPATION**

- 5. Craig Day provided an update on the number of volunteers that have signed up and donations for Sharefest 2010 school project.
- 6. Prophet Yusef thanked Mayor Morrissey and Council for supporting the City Market downtown and recited facts concerning homeless veterans.

#### PETITIONS AND COMMUNICATIONS

- 7. Alderman Hervey submitted a Memorandum from Patrick Hayes, Legal Director regarding Integrity Task Force Inter-Governmental Agreement. Referred to the Finance and Personnel Committee.
- 8. Alderman Jacobson submitted a request for service at 905 Brooke Road. Referred to Public Works Department.
- 9. Alderman Johnson submitted six (6) requests for service. Referred to Community Development Department/Code Enforcement.
- 10. Alderman Johnson submitted an e-mail from James Millhouse concerning funding for the West State Street corridor project and proposed Fire Department lay-offs. Referred to Public Works Department and Finance Department.

- 11. Alderman Johnson submitted an e-mail from Tom Austin regarding the proposed amendments to the City's Open Burning Ordinance. Referred to Rockford Fire Department.
- 12. Alderman Beck submitted the Rockford Traffic Commission Minutes from the meeting held on June 9, 2010. Referred to Code and Regulation Committee.
- 13. Alderman Beck submitted a Memorandum from Julia Valdez, Assistant City Administrator, regarding upcoming special events Festa Italiana, 8/6-8/8. Referred to Code and Regulation Committee.
- 14. City Council Clerk submitted the 2009 Comcast Annual Report. Placed on File.

#### **NEW COMMITTEE REPORTS**

- 15. Alderman Beck read a Code and Regulation Committee Report recommending the approval of the Final Plat #3 of Foxmoor Ridge. LAID OVER.
- 16. Alderman Beck read a Code and Regulation Committee Report recommending the approval of the Final Plat of Olson Enterprises. LAID OVER.
- 17. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for Sale of Property at 416 & 420 N. Avon Street be made to the sole bidder, Mt. Zion MB Church, of Rockford, Illinois for their amended bid of \$7,800.00. LAID OVER.

#### 2010-202CR

18. Alderman Hervey read a Finance and Personnel Committee Report recommending the award for City-Wide Street Repair #3 be made to Norwest Construction, of S. Beloit, Illinois for their total bid of \$45,936.28. The funding source is Sales Tax.

Alderman Hervey moved to suspend Rule 11, seconded by Alderman Mark. MOTION PREVAILED (Ald. McNeely absent). The Committee Report was placed on passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Navs: -0-

Absent: McNeely -1-

19. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of the total vouchers for the week of June 14, 2010 in the amount of \$1,448,596.70. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### **OFFICERS REPORTS**

- 20. Mayor Morrissey thanked City staff and volunteers for their efforts and support of the City Market and Friday Night Flicks event at Davis Park.
- 21. Mayor Morrissey congratulated the Chicago Blackhawks for winning the Stanley Cup Championship and mentioned some players on that winning team have played here for the Rockford Ice Hogs, local affiliate of the Chicago Blackhawks.
- 22. Mayor Morrissey reported the Emerald Ash borer has been identified here in Rockford and thanked Council for supporting over the past few years funding to prevent the anticipated destruction and advised a state-wide effort has now been implemented. Any questions or concerns can be directed to Mayor Morrissey's Office or the Public Works Department.
- 23. Mayor Morrissey reported the City does spray regularly for the Gypsy Moth. Any questions or concerns can be directed to Mayor Morrissey's Office or the Public Works Department.
- 24. Mayor Morrissey announced the RockStat meetings are now available for viewing on the City's website and he thanked Heartland Church for their support.
- 25. Mayor Morrissey mentioned a Budget Memorandum from Andres Sammul, Finance Director, has been distributed for review.
- 26. Mayor Morrissey thanked the Office of Regional Education and all the partners that participated in the two-day Education Summit at the Stenstrom Center last week.
- 27. Mayor Morrissey announced the West State Linear Design Workshop will be held on Thursday, June 17, 2010 from 3:00 pm to 7:00 pm at Crusader Community Health Center, 3<sup>rd</sup> floor (Founder's Education Center), 1200 West State Street.
- 28. Mayor Morrissey announced the Rockford Ravens Football Team will be participating in the "Adopt A Road" project, working in the community twice a year; their first effort will be June 19<sup>th</sup> on North Alpine Road. He thanked all the organizations that participate in this project.
- 29. Alderman Thompson-Kelly also mentioned the West State Street Linear Design Workshop scheduled for June 17<sup>th</sup> at Crusader Community Health Center, 1200 West State Street and encouraged all to attend and provide comment on the proposed plans.
- 30. Alderman Thompson-Kelly thanked City Staff and constituents for their get well cards, calls and messages.
- 31. Alderman Thompson-Kelly mentioned she received an e-mail from a constituent concerning funding for the West State Street corridor project during these very tough economic times and high unemployment rate. She advised that IDOT is funding 80% of this project which will in turn put several people to work.

- 32. Alderman Jacobson also thanked City Staff and constituents for their get well wishes and commended the Rockford Fire Department for their professional and quick response to his medical issue.
- 33. Alderman Johnson welcomed Aldermen Thompson-Kelly and Jacobson back to Council.
- 34. Alderman Johnson thanked Rockford Fire Station 11 and Charlie 28 for responding to the 9-1-1 call from her great aunt who is 100 years old and taking very good care of her. She is still in the hospital recovering.
- 35. Alderman Johnson commented on Saturday morning she had the privilege to be the MC of a fundraising event at Forest Hills Country Club for Lutheran Social Services and mentioned City staff that was in attendance.

#### **UNFINISHED BUSINESS**

#### 2010-203CR

36. Alderman Thompson-Kelly moved the adoption of a Planning and Development Committee Report recommending approval of the attached Supplemental Agreement between City of Rockford Human Services Department and RAEDC for \$100,000 in Funding for 2010. (Source of Funds: CSBG). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Johnson, Timm, Beach, Elyea,

Beck, Robertson -10-

Nays: Hervey, Jacobson, Thompson-Kelly -3-

Absent: McNeely -1-

#### 2010-204CR

37. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending the Engineering Agreement: Hydro Power Assessment be made to MWH to perform hydro power assessment services for a total not to exceed cost of \$36,150. The funding for this project will come from EECBG-DOE funds.

Alderman Hervey made a motion to amend the committee report to reflect the total not to exceed cost of **\$100,000**, seconded by Alderman Jacobson. MOTION PREVAILED (Ald. McNeely absent).

The Committee Report as amended was placed up for passage. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-205CR

38. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending approval of Task Order #15 with MWH Americas, Inc. for Well 37 Water Quality Investigation in an amount not to exceed \$16,500. The task order will be completed under a Master Agreement with MWH Americans, Inc. Funding for the project will come from the Water Replacement and Improvement Account (WRIA). MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-206CR

39. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending Engineering Agreement: Small Scale Wind Assessment be made to Seventh Generation Energy Systems, Inc. to perform a Wind Resource and Energy Assessment services for a total not to exceed cost of \$32,540. The funding for this project will come from EECBG-DOE funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-207CR

40. Alderman Hervey moved the adoption of a Finance and Personnel Committee Report recommending Engineering Agreement: Large Scale Wind Assessment be made to WES Engineering, Inc. to perform Wind Resource and Energy Assessment services for a total not to exceed cost of \$102,500. The funding for this project will come from EECBG-DOE funds. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-208CR

- 41. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a sit-down restaurant in the name of **Theodoros Panagiotopoulos d/b/a 5 Coin Restaurant** in a C-2, Limited Commercial Zoning District at 4358 Sandy Hollow Road. Approval is subject to the following conditions:
  - 1. Meeting all applicable Building and Fire Codes.
  - 2. Compliance with all City of Rockford Liquor Codes.

- 3. The hours of operation will be limited to 11:00 am to 9:00 pm Monday thru Saturday.
- 4. The hours of operation will be limited 11:00 am to 3:00 pm Sunday.
- 5. The sale of alcohol shall be limited to the interior site plan.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Elyea, Beck, Robertson -12-

Nays: Beach -1-Absent: McNeely -1-

#### 2010-209CR

- 42. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of packaged beer and wine in conjunction with a gas station/convenience store in the name of **Sadaf Bukhari d/b/a Springfield BP** in a C-3, Commercial General Zoning District at 453 North Springfield Avenue. Approval is subject to the following conditions:
  - 1. Meeting all applicable building, fire and liquor codes.
  - 2. The sale of packaged liquor of beer and wine shall be limited to the area shown on Exhibit G.
  - 3. The sale of liquor shall be limited to midnight as indicated in the business plan labeled Exhibit G.
  - 4. The sale of rose tubes, airplane-sized bottles and any other product which can be easily converted into a "crack pipe" is prohibited.
  - 5. Signs displayed in windows, whether temporary or permanent shall cover no more than 35% of the square footage of the window surface inclusive of advertisement of alcohol products.
  - 6. Packaged beer shall not be sold on an individual basis but sold as a six (6), twelve (12), twenty-four (24) or greater.
  - 7. Wine shall not be sold in less than 750 ml containers.
  - 8. Lighting shall be directed downward and limited to no more than 5 foot candles on the east side of the property facing the residential district.

The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Elyea, Beck, Robertson -12-

Nays: Beach -1-Absent: McNeely -1-

#### 2010-210CR

43. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City council APPROVE the Special Use Permit for 30KW Wind turbine as a permitted obstruction in an I-

- 1, Light Industrial Zoning District at <u>923 23<sup>rd</sup> Avenue</u>. Approval is subject to the following conditions:
- 1. Meeting all applicable Building and Fire Codes.
- 2. Submittal of final elevation plans with proposed locations of wind turbines for staff review and approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-211CR

- 44. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-2, Two-Family Residential Zoning District to R-3, Multi-Family Zoning District and to APPROVE the Variation to change parking space requirements from 4 ½ spaces to 4 spaces in a R-3, Multi-Family Residential Zoning District at 1445-1447 Woodcreek Bend. Approval is subject to the following conditions:
  - Meeting all Building and Fire Codes.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-212CR

- 45. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit for the blending, production, packaging, storage, loading and shipment of bentonite and other natural mineral products; DENY the Variation to eliminate blacktop paving and replace with gravel for outdoor storage and parking; DENY the Variation to eliminate landscaping requirements; APPROVAL of partial requirements with a portion hard surfaced as stated; and APPROVAL of the Variation to deviate from the Subdivision Ordinance from required 20 feet public road frontage for a subdivided lot to zero feet at 1507 Baxter Road. Approval is subject to the following conditions:
  - 1. The terms of the annexation agreement.
  - 2. Sewer and water shall be installed and connected to the existing building and any new structure on the property.

- 3. Landscaping as approved in the original Special Use Permit shall be installed. The landscaping along the east property line is not required to be installed until three (3) years of the date of the new amended Special Use Permit. The existing tree line and forested area along the southerly portion and the new lot shall be maintained. The area shall be preserved and the amount of trees removed shall be limited. A tree removal and preservation plan shall be submitted to staff for review and approval.
- 4. The continuation of rock base/gravel surface shall be restricted to the area used for outside storage and will require Staff review and approval.
- 5. Paving of the entrance access drive and parking areas with blacktop or concrete.
- 6. A clear access shall be maintained throughout the property and to the new southerly lot. Fire Department access must be maintained and clear at all times, any gates or security arrangements must be approved by the Fire Department and special procedures developed. A turnaround consistent with the rules of the Illinois Fire Code for Fire Apparatus Access Road is required at Lot 5.
- 7. Submittal of replat for additional lot for Staff review and approval.
- 8. Building elevation drawings shall be submitted for Staff review and approval.
- 9. New site plan shall be submitted to scale, for new parking and building on the newly created southerly lot.
- 10. The double wide modular office shall be brought into compliance on the newly created southerly lot including but not limited to accessibility features, potable water and sewer hookup and a final certificate of occupancy shall be acquired prior to additional building permits being issued for the new use.
- 11. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### 2010-213CR

- 46. Alderman Beck moved the adoption of a Code and Regulation Committee Report SUSTAINING the Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a drive-thru facility in a C-2, Limited Commercial District at 3804 & 4010 East State Street. Approval is subject to the following conditions:
  - 1. That the landscaping be installed for the entire site as part of the building permitting process and shall be consistent with Exhibit D as it relates to the new outlot and shall be as approved for the remaining of the lot as shown in Exhibit E.
  - 2. The building shall be consistent with the submitted site elevations shown on Exhibit
  - 3. Meeting all applicable Building and Fire Codes.
  - 4. Submittal of a Tentative and Final plat for Staff's review and approval.

Approval is based on the Findings of Fact. The Legal Director is hereby instructed to prepare the necessary Ordinance. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-

Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

Nays: -0-

Absent: McNeely -1-

#### **MOTIONS AND RESOLUTIONS**

#### 2010-080R

47. Alderman Beck, on behalf of the Code and Regulation Committee, moved the adoption of a Resolution for a Special Event Permit and Liquor Permit ("S" license) for the Greenwich Village Art Fair at the Rockford Museum, 711 North Main Street beginning September 18, 2010 – September 19, 2010 from 10:00 am to 6:00 pm. MOTION PREVAILED (Ald. McNeely absent).

#### 2010-081R

48. Alderman Robertson suggested a Resolution that the Finance and Personnel Committee begin immediately to review the Capital Improvements Programs for 2011 with an earnest effort to move part or all of the Motor Fuel Tax dollars into the General Fund to offset the projected \$5 million deficit for fiscal year 2011 and place on the Finance and Personnel agenda next week so these discussions can and will be timely as we move forward with budget and personnel concerns for 2011. Referred to Finance and Personnel Committee.

#### **NEW BUSINESS**

49. Alderman Beck introduced and read an Ordinance amending Chapter 16, Schedule Section 291, of the Code of Ordinances of the City of Rockford Illinois to add the following,

That traffic on Welworth Avenue be required to Stop prior to entering the intersection of Dexter Road.

That traffic on Foley Street be required to Stop prior to entering the intersection of Fitch Road.

LAID OVER.

50. Alderman Hervey moved to convene into closed session in order to discuss litigation and personnel matters, seconded by Alderman Mark. MOTION PREVAILED by a Roll Call vote of:

Ayes: Sosnowski, Curran, Mark, Wasco, Hervey, Jacobson, Thompson-Kelly,

Johnson, Timm, Beach, Beck, Elyea, Robertson -13-

Nays: -0-

Absent: McNeely -1-

The meeting went into closed session at 6:49 p.m.

The meeting returned to open session at 7:58 p.m. and found the following aldermen present:

Sosnowski, Curran, Mark, Wasco, Hervey Jacobson, Thompson-Kelly, Johnson, Timm, Beach, Elyea, Beck, Robertson -13-

51. Upon motion duly made and seconded, the meeting was adjourned at 7:59 p.m.

Respectfully submitted,

Diane Reed City Council Clerk

[The meeting was taped in its entirety, and the tape is on file in the Legal Department]

# CITY COUNCIL, CITY OF ROCKFORD, ILLINOIS City Council Chambers, 2<sup>ND</sup> floor City Hall 425 E. State Street, Rockford June 21, 2010 6:00 P.M. AGENDA

The following represents, in general, the chronological order of proceedings at the City Council meeting:

- Call to Order by the Mayor
- Invocation and Pledge of Allegiance
- Roll Call and determination of quorum
- Acceptance of Journal of Proceedings
- Public Hearing
- Public Participation
- Petitions and Communications
- New Committee Reports (Reports of Standing Committees Code and Regulation, Finance and Personnel, Planning and Development - and other select committees)

#### I. NEW COMMITTEE REPORTS TO BE READ IN JUNE 21, 2010

#### A. CODE AND REGULATIONS

- 1. Beck DENY Amendment to the Fire Code relating to open burning.
- Officers Reports
- Unfinished Business of previous meeting

#### **UNFINISHED BUSINESS**

#### II. COMMITTEE REPORTS LAID OVER JUNE 14, 2010

- 1. Beck Code and Regulation Recommending the approval of the Final Plat #3 of Foxmoor Ridge.
- 2. Beck Code and Regulation Recommending the approval of the Final Plat of Olson Enterprises.
- 3. Hervey Finance and Personnel Recommending the award for Sale of Property at 416 & 420 N. Avon Street be made to the sole bidder, Mt. Zion MB Church, of Rockford, Illinois for their amended bid of \$7,800.00.

#### III. ORDINANCES LAID OVER JUNE 14, 2010

1. Beck - Ordinance - Amending Chapter 16, Schedule Section 291, of the Code of Ordinances of the City of Rockford Illinois to add the following,

That traffic on Welworth Avenue be required to Stop prior to entering the intersection of Dexter Road.

That traffic on Foley Street be required to Stop prior to entering the intersection of Fitch Road.

- Motions and Resolutions
- **IV. NEW BUSINESS** (note: Ordinances may be read in under New Business and Rule 11 suspended and final vote taken. Committee Reports would have previously been voted on).
- 1. Thompson-Kelly Ordinance Recommending approval of the attached Supplemental Agreement between City of Rockford Human Services Department and RAEDC for \$100,000 in Funding for 2010. (Source of Funds: CSBG)
- 2. Beck Ordinance Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of beer and wine by the drink in conjunction with a sit-down restaurant in the name of **Theodoros Panagiotopoulos d/b/a 5 Coin Restaurant** in a C-2, Limited Commercial Zoning District at <u>4358 Sandy Hollow Road</u>. Approval is subject to the following conditions:
  - 1. Meeting all applicable Building and Fire Codes.
  - 2. Compliance with all City of Rockford Liquor Codes.
  - 3. The hours of operation will be limited to 11:00 am to 9:00 pm Monday thru Saturday.
  - 4. The hours of operation will be limited 11:00 am to 3:00 pm Sunday.
  - 5. The sale of alcohol shall be limited to the interior site plan.
- 3. Beck Ordinance Liquor Advisory Board, thereby recommending that City Council APPROVE the sale of packaged beer and wine in conjunction with a gas station/convenience store in the name of **Sadaf Bukhari d/b/a Springfield BP** in a C-3, Commercial General Zoning District at 453 North Springfield Avenue. Approval is subject to the following conditions:
  - 1. Meeting all applicable building, fire and liquor codes.
  - 2. The sale of packaged liquor of beer and wine shall be limited to the area shown on Exhibit G
  - 3. The sale of liquor shall be limited to midnight as indicated in the business plan labeled Exhibit G.
  - 4. The sale of rose tubes, airplane-sized bottles and any other product which can be easily converted into a "crack pipe" is prohibited.
  - 5. Signs displayed in windows, whether temporary or permanent shall cover no more than 35% of the square footage of the window surface inclusive of advertisement of alcohol products.
  - 6. Packaged beer shall not be sold on an individual basis but sold as a six (6), twelve (12), twenty-four (24) or greater.

- 7. Wine shall not be sold in less than 750 ml containers.
- 8. Lighting shall be directed downward and limited to no more than 5 foot candles on the east side of the property facing the residential district.
- 4. Beck Ordinance Zoning Board of Appeals, thereby recommending that City council APPROVE the Special Use Permit for 30KW Wind turbine as a permitted obstruction in an I-1, Light Industrial Zoning District at 923 23<sup>rd</sup> Avenue. Approval is subject to the following conditions:
  - 1. Meeting all applicable Building and Fire Codes.
  - 2. Submittal of final elevation plans with proposed locations of wind turbines for staff review and approval.

Approval is based on the Findings of Fact.

- 5. Beck Ordinance Zoning Board of Appeals, thereby recommending that City Council APPROVE the Zoning Map Amendment from R-2, Two-Family Residential Zoning District to R-3, Multi-Family Zoning District and to APPROVE the Variation to change parking space requirements from 4 ½ spaces to 4 spaces in a R-3, Multi-Family Residential Zoning District at 1445-1447 Woodcreek Bend. Approval is subject to the following conditions:
  - 1. Meeting all Building and Fire Codes.

Approval is based on the Findings of Fact.

- 6. Beck Ordinance Zoning Board of Appeals, thereby recommending that City Council APPROVE the Modification of Special Use Permit for the blending, production, packaging, storage, loading and shipment of bentonite and other natural mineral products; DENY the Variation to eliminate blacktop paving and replace with gravel for outdoor storage and parking; DENY the Variation to eliminate landscaping requirements; APPROVAL of partial requirements with a portion hard surfaced as stated; and APPROVAL of the Variation to deviate from the Subdivision Ordinance from required 20 feet public road frontage for a subdivided lot to zero feet at 1507 Baxter Road. Approval is subject to the following conditions:
  - 1. The terms of the annexation agreement.
  - 2. Sewer and water shall be installed and connected to the existing building and any new structure on the property.
  - 3. Landscaping as approved in the original Special Use Permit shall be installed. The landscaping along the east property line is not required to be installed until three (3) years of the date of the new amended Special Use Permit. The existing tree line and forested area along the southerly portion and the new lot shall be maintained. The area shall be preserved and the amount of trees removed shall be limited. A tree removal and preservation plan shall be submitted to staff for review and approval.
  - 4. The continuation of rock base/gravel surface shall be restricted to the area used for outside storage and will require Staff review and approval.
  - 5. Paving of the entrance access drive and parking areas with blacktop or concrete.

- 6. A clear access shall be maintained throughout the property and to the new southerly lot. Fire Department access must be maintained and clear at all times, any gates or security arrangements must be approved by the Fire Department and special procedures developed. A turnaround consistent with the rules of the Illinois Fire Code for Fire Apparatus Access Road is required at Lot 5.
- 7. Submittal of replat for additional lot for Staff review and approval.
- 8. Building elevation drawings shall be submitted for Staff review and approval.
- 9. New site plan shall be submitted to scale, for new parking and building on the newly created southerly lot.
- 10. The double wide modular office shall be brought into compliance on the newly created southerly lot including but not limited to accessibility features, potable water and sewer hookup and a final certificate of occupancy shall be acquired prior to additional building permits being issued for the new use.
- 11. Meeting all applicable Building and Fire Codes.

Approval is based on the Findings of Fact.

- 7. Beck Ordinance Zoning Board of Appeals, thereby recommending that City Council APPROVE the Special Use Permit for a drive-thru facility in a C-2, Limited Commercial District at 3804 & 4010 East State Street. Approval is subject to the following conditions:
  - 1. That the landscaping be installed for the entire site as part of the building permitting process and shall be consistent with Exhibit D as it relates to the new outlot and shall be as approved for the remaining of the lot as shown in Exhibit E.
  - 2. The building shall be consistent with the submitted site elevations shown on Exhibit
  - Meeting all applicable Building and Fire Codes.
  - 4. Submittal of a Tentative and Final plat for Staff's review and approval.

Approval is based on the Findings of Fact.

- \* same action taken before
- Adjournment

\* \* \* \* \* \* \* \* \*

#### **POSSIBLE ADDITIONAL ITEMS:**

The following items appear on the City Council Standing Committee Agendas as noted. Items may receive a vote at committee and come before the first City Council meeting held after the committee meeting. Rule 11 can be suspended and final vote taken on said items at the City Council meeting (no rule suspension is necessary to take a vote on vouchers).

#### **CODE AND REGULATION COMMITTEE**

## Monday, June 21, 2010, 5:15 p.m. Conference Room A, City Hall 2<sup>nd</sup> floor (north room) AGENDA

1.	C & R 10-96	June Traffic Commission Minutes
2.	C & R 10-94	1b. Rockford Airfest 7/31/10 - 8/01/10
3.	C & R 10-97	Special Events: 1a. Festa Italiana 8/6/10-8/8/10
4.	C & R 10-84	Closed Session For Purposes of Pending Litigation

## FINANCE AND PERSONNEL COMMITTEE Monday, June 21, 2010, 5:15 p.m.

### Conference Room B, City Hall 2<sup>nd</sup> floor (south room) AGENDA

- 1. Purchasing and Vouchers
  - A. Award of Bid: (2) Dump Trucks for Water Division
  - B. Award of Bid: (1) Service Truck for Water Division
  - C. Award of Bid: (1) Backhoe with Extend A Hoe for Water Division
  - D. Award of Bid: (4) Utility Trailers for Water Division Suspend rules
  - E. Award of Bid: Concourse Parking Deck Relighting
  - F. Rejection of Bid: Induction Lighting
  - G. Award of Bid: Keith Creek Demolitions Phase 1
  - H. Change Order: City-Wide Arterial Resurfacing 2009 Info only
  - I. Resolution to take Bids
  - J. Vouchers
- 2. Integrity Task Force Inter-Governmental Agreement
- 3. 2011 Budget Discussion

#### PLANNING AND DEVELOPMENT COMMITTEE

Monday, June 21, 2010, \_\_\_\_ p.m.
CD Conference Room, City Hall 2<sup>nd</sup> floor
AGENDA

No Meeting Scheduled.

LEGISLATIVE LOBBYING COMMITTEE

Monday, June 21, 2010, \_\_\_\_ p.m.

Conference Room A, City Hall 2<sup>nd</sup> floor (north room)

AGENDA

No Meeting Scheduled.